

United States Attorney
Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

June 24, 2008

By Facsimile
The Honorable Alvin K. Hellerstein
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 1050

New York, New York 10007-1312

USDC SDNY
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Re: <u>United States v. Lopez and Mendez</u> 07 Cr. 1192 (AKH)

Dear Judge Hellerstein:

The Court had previously scheduled a conference in the above-referenced case for June 25, 2008, at 4 p.m. and, subsequently, adjourned the conference.

The Government respectfully requests that the Court schedule the next conference for the afternoon of either July 7, 9, or 10. I have conferred with defense counsel who are available on those dates and times. Justin Levine, Esq., counsel for defendant Juan Mendez, informs me that he is unavailable the week of June 30, 2008.

In addition, the Government requests that the Court exclude time between June 25 2008, and the date of the next conference before your Honor, pursuant to 18 U.S.C. § 3161(h)(8)(A). The Government submits, in order to ensure the effective assistance of counsel and the appearance of Mr. Levine, that the ends of justice served by the granting of an requested exclusion outweigh the best interests of the public and the defendants in a

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speedy trial. Based on my conversations with defense counsel, I can represent that the defendants do not object to the requested exclusion.

Respectfully submitted,

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Assistant United States Attorney

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(by facsimile) cc:

> Justin Levine, Esq. Seijas, Levine & Greifinger

Ramón W. Pagán, Esq. Pagán & Pagán

Next conference scheduled for and time excluded under 18 U.S.C. § 3161(h)(8)(A) until:

SO ORDERED:

United States District Judge